

Practitioner's Docket No.: 791_056 DIV

PATENT

A5
8.12.3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Hiroshi NEMOTO, Michio TAKAHASHI and Kenshin KITOH

Ser. No.: 10/071,664

Art Unit: 1745

Filed: February 8, 2002

Examiner: Alejandro, R.

Conf. No.: 4184

For: LITHIUM SECONDARY BATTERY

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on August 6, 2003 at (703) 872-9310.

Elizabeth A. VanAntwerp
 Elizabeth A. VanAntwerp

FAX RECEIVED
AUG 08 2003
GROUP 1700

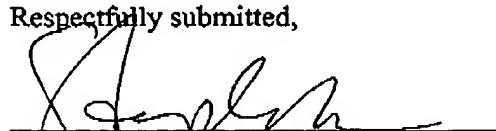
RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Sir:

In response to the Office Action mailed July 11, 2003, applicants hereby provisionally elect "general species" 1, and "additional species" A. Claims 1, 11-13, 15, 17 and 18 read on the elected species.

The election requirement is traversed since it is believed that all species outlined on page 2 of the Office Action could be examined in a single application without imposing an undue burden on the Examiner. Accordingly, it is respectfully requested that the election requirement be reconsidered and withdrawn and that all claims pending herein be examined in this application.

Respectfully submitted,


 Stephen P. Burr
 Reg. No. 32,970

August 6, 2003

Date

SPB/eav

BURR & BROWN
 P.O. Box 7068
 Syracuse, NY 13261-7068

Customer No.: 025191
 Telephone: (315) 233-8300
 Facsimile: (315) 233-8320

Telephone: (315) 233-8300
 Facsimile: (315) 233-8320
 (315) 476-2368

www.burrandbrown.com



Before Final - Official

Burr & Brown
 101 South Salina Street
 Seventh Floor
 Syracuse, New York 13202

FAX RECEIVED
 AUG 08 2003
 GROUP 1700

FAX Transmission Sheet

August 6, 2003

To: Examiner Raymond Alejandro Fax No. (703) 872-9310
 From: Stephen P. Burr Fax No. (315) 233-8320
 Re: In re the Application of: Hiroshi NEMOTO, Michio TAKAHASHI and Kenshin KITOH
 Serial No.: 10/071,664 Art Unit: 1745
 Date Filed: February 8, 2002 Conf. No. 4184
 Title: LITHIUM SECONDARY BATTERY
 Our Docket No.: 791_056 DIV

You should receive 2 page(s) including this cover sheet. If you do not receive all pages, please call (315) 233-8300.

COMMENTS:

I hereby certify that the following paper(s) is/are being facsimile transmitted to Examiner Alejandro, R. at (703) 872-9310 at the Patent and Trademark Office on August 6, 2003:

	<u>Paper</u>	<u># of Pages</u>
1.	Response to Election of Species Requirement	<u>1</u>
	Total Pages (including cover page)	<u>2</u>

Elizabeth A. VanAntwerp
 Elizabeth A. VanAntwerp

IMPORTANT - THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT READING, DISSEMINATING, DISTRIBUTING OR COPYING THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND DESTROY THE COMMUNICATION. THANK YOU.
